

Anne P. Mulligan
Name
BEANS CAFE 1101 E. 3RD AVE
Mailing address
ANCHORAGE, AK 99501
City, State, Zip
907-764-5945
Telephone

RECEIVED

APR 17 2019

CLERK, U.S. DISTRICT COURT
ANCHORAGE, A.K.

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ALASKA

Anne Patricia Mulligan
(Enter full name of plaintiff in this action)

Plaintiff,

vs.

Case No. _____
(To be supplied by Court)

MUNICIPALITY OF ANCHORAGE
APD

(Enter full names of defendant(s) in this action.
Do NOT use *et al.*)

Defendant(s).

COMPLAINT UNDER
THE CIVIL RIGHTS ACT
42 U.S.C. § 1983

(NON-PRISONERS)

A. Jurisdiction

Jurisdiction is invoked under 28 U.S.C. § 1343(a)(3) and 42 U.S.C. § 1983. If you assert jurisdiction under any different or additional authorities, please list them below:

B. Parties

1. Plaintiff: This complaint alleges that the civil rights of Anne Patricia Mulligan
(print your name)

who presently resides at BEANS CAFE 1101 E. 3RD AVE. ANCHORAGE, AK 99501
(mailing address)

were violated by the actions of the individual(s) named below.

2. **Defendants** (Make a copy of this page and provide same information if you are naming more than 3 defendants):

Defendant No. 1, OFFICER JOSHUA ROBERTS is a citizen of ALASKA, and is employed as a APD - OFFICER.
(name) (state) (defendant's government position/title)

 This defendant personally participated in causing my injury, and I want money damages.

OR

X The policy or custom of this official's government agency violates my rights, and I seek injunctive relief (to stop or require someone do something).

Defendant No. 2, OFFICER DAN FLEMING is a citizen of ALASKA, and is employed as a APD OFFICER.
(name) (state) (defendant's government position/title)

 This defendant personally participated in causing my injury, and I want money damages.

OR

X The policy or custom of this official's government agency violates my rights, and I seek injunctive relief (to stop or require someone do something).

Defendant No. 3, UNKNOWN WHITE MALE POLICE OFFICER is a citizen of ALASKA, and is employed as a APD OFFICER.
(name) (state) (defendant's government position/title)

 This defendant personally participated in causing my injury, and I want money damages.

OR

X The policy or custom of this official's government agency violates my rights, and I seek injunctive relief (to stop or require someone do something).

C. Causes of Action (You may attach additional pages alleging other causes of action and facts supporting them if necessary. Make copies of page 5 and rename them pages 5A, 5B, etc. and rename the claims, "Claim 4," "Claim 5, etc.").

Claim 1: On or about 4/17/2017, my civil right to
(Date)
Freedom from cruel & unusual punishment
(due process, freedom of religion, free speech, freedom of association and/or assembly, freedom from cruel and unusual punishment, etc. List only one violation.)
was violated by Officer Joshua Roberts
(Name of the specific Defendant who violated this right)

Supporting Facts (Briefly describe facts you consider important to Claim 1. State what happened briefly and clearly, in your own words. Do not cite legal authority or argument. Describe exactly what each defendant, by name, did to violate the right alleged in Claim 1.):

On 4/14/2017 - 4/17/2017 OFFICER Joshua Roberts
& OFFICER Fletcher were called to Carrs Jewel
Lake by Michael Nelson and by the look on
Joshua Roberts he was agitated beyond my
complete understanding. He asked to see my
ID and I told him my ID #. OFFICER
Fletcher just stood there doing nothing.
OFFICER Roberts assumed I was a drug mule because I had 2 envelopes putting in front of
me. One has my name & the other one had
my sons name on it. OFFICER Roberts told me
that I was being trespass and I said
ok I will wait until one of you officers goes
and get it. I was told that is not how it
works and I said I will wait until one of
the officers goes and gets my trespass because
obviously I wasn't leaving. OFFICER Roberts was
so agitated & full of HAK that he pulled
the table aside and threw ME into
handcuffs causing injury to my left
shoulder & upper body. OFFICER Roberts
never read me my rights.

Claim 2: On or about 4/17/2017, my civil right to

Freedom from cruel & unusual punishment

(due process, freedom of religion, free speech, freedom of association and/or assembly, freedom from cruel and unusual punishment, etc. List only one violation.)

was violated by OFFICER ERIC FLETCHER

(Name of the specific Defendant who violated this right)

Supporting Facts (Briefly describe facts you consider important to Claim 2. State what happened briefly and clearly, in your own words. Do not cite legal authority or argument. Describe exactly what each defendant, by name, did to violate the right alleged in Claim 2.):

- ON 4/17/2017 AFTER JUSTICE ROBERTS THREW ME
- INTO HANDCUFFS AND INJURING MY LEFT
- SHOULDER & UPPER BODY IS THEN WHEN
- OFFICER FLETCHER PATTED ME DOWN, TOLD ME THAT
- ~~HE~~ HIS BODY CAMERA WAS AND DROVE ME
- TO ANCHORAGE JAIL @ WHICH I WAS ASSUMING
- I WAS GOING TO JAIL. IT WAS @ THE ANCHORAGE
- JAIL WHEN ANOTHER APD OFFICER WALKED
- UP TO THE TWO OF US WHILE OFFICER FLETCHER
- WAS TAKING PICTURES OF MY LEFT SIDE & MY
- FACE BECAUSE IT WAS SWOLLEN, AS WERE MY
- WOUNDS. I ASKED FOR MEDICAL ATTENTION FOR MY
- INJURIES @ THE ANCHORAGE JAIL @ WHICH TIME
- HE TOLD ME THAT I NEEDED TO GO TO
- ASP/CSP FOR MY INJURIES. OFFICER FLETCHER
- TOLD ME THAT ASP/CSP WAS UP THE HILL AND
- THAT HE DIDN'T KNOW THE ADDRESS AND
- THAT I WOULD HAVE TO WALK THERE. THE
- OFFICER FLETCHER HANDED ME MY TRANSPASS
- AND THE OTHER OFFICER DIDN'T HELP ME.
- I WALKED OUT OF THE ANCHORAGE JAIL AND
- WALKED UP THE HILL & COULDN'T FIND
- ASP/CSP. OFFICER FLETCHER NEVER READ ME MY RIGHTS

Claim 3: On or about 4/17/2017, my civil right to
(Date)
Freedom from cruel and unusual punishment
(due process, freedom of religion, free speech, freedom of association and/or assembly, freedom from cruel and unusual punishment, etc. List only one violation.)

was violated by UNKNOWN white male APD police officer
(Name of the specific Defendant who violated this right)

Supporting Facts (Briefly describe facts you consider important to Claim 3. State what happened briefly and clearly, in your own words. Do not cite legal authority or argument. Describe exactly what each defendant, by name, did to violate the right alleged in Claim 3.):

- on 4/17/2017 AFTER JUSTICE ROBERTS threw me
- into handcuffs and injuring my left
- shoulder & upper body is then when
- OFFICER Fletcher pulled me down, told me that
- ~~after~~ his body camera was and drove me
- to Anchorage jail @ which I was assuming
- I was going to jail. It was @ the Anchorage
- jail when another APD officer walked
- up to the two of us while officer Fletcher
- was taking pictures of my left side & my
- face because it was swollen, as were my
- wrists. I asked for medical attention for my
- injuries @ the Anchorage jail @ which time
- he told me that I needed to go to
- ASP/CSP for my injuries. OFFICER Fletcher
- told me that ASP/CSP was up the hill and
- that he didn't know the address and
- that I would have to walk there. He
- OFFICER Fletcher handed me my transport
- and the other officer didn't help me.
- I walked out of the Anchorage jail and
- walked up the hill & couldn't find
- ASP/CSP. OFFICER Fletcher never read me my rights

D. Previous Lawsuits

1. Have you begun other lawsuits in state or federal court dealing with the same facts involved in this action, or otherwise relating to your imprisonment? X Yes No

2. If your answer is "Yes," describe each lawsuit.

a. Lawsuit 1:

Plaintiff(s): Anna P. Mulligan

Defendant(s): Municipality of Anchorage / APD

Name and location of court: Superior Court of Anchorage

Docket number: 3AM-19-05296^{CE} Name of judge: Tenn. Ler Henderson

Approximate date case was filed: 2/21/2019 Date of final decision:

Disposition: Dismissed Appealed X Still pending

Issues Raised: Malice Crime

b. Lawsuit 2:

Plaintiff(s): Anna P. Mulligan

Defendant(s): Municipality of Anchorage

Name and location of court: Superior Court of Anchorage

Docket number: 3AM-19-05297^{CE} Name of judge: Tenn. Ler Henderson

Approximate date case was filed: 2/21/2019 Date of final decision:

Disposition: Dismissed Appealed X Still pending

Issues Raised: Malice Crime

F. Request for Relief

Plaintiff requests that this Court grant the following relief:

1. Damages in the amount of \$ 50 million dollars

2. Punitive damages in the amount of \$ 50 million dollars
3. An order requiring defendant(s) to Go to (M) & (P) restitution
4. A declaration that the APD OFFICERS to be removed to (M)
5. Other: make restitution to the Plaintiff's immediate family
which includes grandchildren, uncles & brother, cousin
- Plaintiff demands a trial by jury. X Yes No

DECLARATION UNDER PENALTY OF PERJURY

The undersigned declares under penalty of perjury that s/he is the plaintiff in the above action, that s/he has read the above civil rights complaint and that the information contained in the complaint is true and correct.

Executed at ANCHORAGE AK on 4-17-2019
(Location) (Date)

Anna Patricia Mulligan
(Plaintiff's Original Signature)

Anna Patricia Mulligan (P. E.) 4-17-2019
Original Signature of Attorney (if any) (Date)

BEANS CAFE
1101 E. 3rd Ave
ANCHORAGE, AK 99501
Attorney's Address and Telephone Number